

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

RAMON LUPERCIO NAVARRO,

Plaintiff,

v.

ATTORNEY, *et al.*,

Defendants.

Case No. 2:23-cv-00413-JDP (PC)

ORDER TRANSFERRING CASE TO THE
NORTHERN DISTRICT OF CALIFORNIA

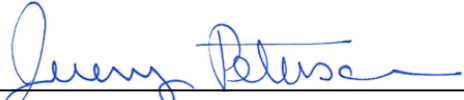
Plaintiff, a state prisoner proceeding without counsel, has filed a civil rights action pursuant to 42 U.S.C. § 1983. It appears that plaintiff's complaint is attacking the legitimacy of his conviction; to pursue his claims, he may need to file a habeas corpus petition. He is currently imprisoned at San Quentin State Prison, which is located in Marin County. Marin County is located in the Northern District of California. *See* 28 U.S.C. § 84(a).

This action should have been filed in the U.S. District Court for the Northern District of California. In the interest of justice, a federal court may transfer a complaint filed in the wrong district to the correct district. *See* 28 U.S.C. § 1406(a); *Starnes v. McGuire*, 512 F.2d 918, 932 (D.C. Cir. 1974).

Accordingly, it is hereby ORDERED that this matter is transferred to the U.S. District Court for the Northern District of California.

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2 IT IS SO ORDERED.

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4 Dated: March 27, 2023


JEREMY D. PETERSON
UNITED STATES MAGISTRATE JUDGE